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OFFICE OF PETITIONS

In re Patent No. 6,908,491
Issued: June 21, 2005
Application No. 09/983,070
Filed: October 23, 2001
Attorney Docket Number: 3768-088-27

ON PETITION

This is a decision on the petition, filed February 15, 2006, under 37 CFR 3.81(b)¹ to correct the assignee's name on the front of the Patent,

The petition is **GRANTED**.

Petitioner states that the name of the first assignee was inadvertently not included on the Fee(s) Transmittal form PTOL-85(b) at the time of payment of the issue fee. Accordingly, petitioner requests that a certificate of correction be issued to reflect the name of the first assignee on the front page of the Letters Patent.

37 CFR 3.81(b), effective June 25, 2004, reads:

After payment of the issue fee: Any request for issuance of an application in the name of the assignee submitted after the date of payment of the issue fee, and any request for a patent to be corrected to state the name of the assignee, must state that the assignment was submitted for recordation as set forth in § 3.11 before issuance of the patent, and must include a request for a certificate of correction under § 1.323 of this chapter (accompanied by the fee set forth in § 1.20(a) and the processing fee set forth in § 1.17(i) of this chapter.

A request for certificate of correction (and fee) as required by 3.81(b) was filed November 10, 2005 and dismissed in a decision mailed January 17, 2006 since the request was not accompanied by a petition under 37 CFR 3.81.

Office assignment records however, reflect that KAO Corporation is also an assignee of record. Accordingly, as the request complies with the provisions of 37 CFR 3.81(b), it would be appropriate for a certificate of correction to issue.

¹ See Official Gazette of June 22, 2004

The petition fee and the fee for the certificate of correction have been properly posted to the finance records for this patent.

Inquiries concerning this decision should be directed to the undersigned at (571) 272-3212. Any questions concerning the issuance of a certificate of correction should be directed to the Certificates of Correction Branch at (703) 305-8309.

This file is being referred to the Certificates of Correction Branch for issuance of a certificate of correction.



Patricia Faison-Ball
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